



## RESOLUTION

TO RETAIN THE SERVICES OF SNOW CHRISTENSEN & MARTINEAU OF SALT LAKE CITY, UTAH, AS SPECIAL DEPUTY CORPORATION COUNSEL FOR THE CITY AND COUNTY OF HONOLULU TO REPRESENT DEFENDANT DR. WILLIAM GOODHUE IN A LEGAL ACTION ENTITLED: SANDRA VAN ORNUM V. AMERICAN MEDICAL ASSOCIATION, ET. AL., CIVIL NO. CV 2:14-00921 RJS-EJF.

WHEREAS, DR. WILLIAM GOODHUE is named as a defendant in a civil action entitled Sandra Van Ornum v. American Medical Association, et al., Civil No. CV 2:14-00921 RJS-EJF, filed in the United States District Court, District of Utah (the "Court"); and

WHEREAS, Defendant DR. WILLIAM GOODHUE was the Acting Chief Medical Examiner, during the relevant period of time, for the City and County of Honolulu; and

WHEREAS, based on a course and scope review, the Department of the Corporation Counsel has determined that Defendant DR. WILLIAM GOODHUE is entitled to legal representation at the City's expense in the above-mentioned case; and

WHEREAS, none of the attorneys employed by the Department of Corporation Counsel are currently admitted before the Court, nor are any admitted to the Bar of the State of Utah with an active bar license there; and

WHEREAS, Local Rule 83-1.1(b)(1) of the Local Rules of the U.S. District Court, District of Utah, requires that an attorney be an active member in good standing of the Utah State Bar in order to be eligible to become a member of the bar of the Court; and

WHEREAS, in order to practice in a *pro hac vice* status before the Court, a nonresident attorney must retain, as associate counsel, a member of the Utah State Bar; and

WHEREAS, in accordance with the applicable Court rules, the Department of Corporation Counsel cannot represent DR. WILLIAM GOODHUE, on its own, in the above-identified litigation; and

WHEREAS Section 5-204 of the Revised Charter of the City and County of Honolulu 1973 (2000 Edition, as amended) ("RCH") provides for the appointment of a special deputy corporation counsel by the Corporation Counsel with the approval of City Council; and



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WHEREAS, based upon the foregoing, it is necessary to appoint and retain a special deputy corporation counsel to represent and defend the interests of DR. WILLIAM GOODHUE in the lawsuit; and

WHEREAS, the law firm of Snow Christensen & Martineau possesses the specialized legal knowledge and expertise to defend DR. WILLIAM GOODHUE, as special deputies corporation counsel (collectively, "Special Deputy") in this lawsuit; now therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that:

1. Pursuant to RCH Section 5-204, the City Council authorizes the appointment and retention of the law firm of Snow Christensen & Martineau as Special Deputy to represent DR. WILLIAM GOODHUE in the defense of, and any appellate proceedings arising out of, the above-referenced matter;
2. The City and County of Honolulu shall pay Special Deputy at the rate of \$250.00 per hour for senior partners, \$230.00 per hour for junior partners, \$210.00 per hour for senior associates, \$190.00 per hour for junior associates, and \$115.00 per hour for paralegals for preparation for, research in connection with, and representation in the above-referenced matter, together with reasonable costs incurred in connection with its services;
3. The total sum to be expended to pay Special Deputy shall not exceed Ten Thousand Dollars (\$10,000.00), but this amount may be increased by the Council if it is satisfied with the justification made upon the recommendation of the Corporation Counsel for an increase in the stated maximum amount;
4. Special Deputy may be paid monthly for its services, provided that it submits to the Department of the Corporation Counsel an itemized monthly statement reflecting the specific services rendered, together with the total number of hours billed for the specific services at one-tenth of an hour, and the Department of the Corporation Counsel reviews and approves the statements before any payments may be made by the City; and
5. The Director of Budget and Fiscal Services is authorized to execute a contract with the law firm of Snow Christensen & Martineau for the legal representation of DR. WILLIAM GOODHUE in the above-referenced matter;

and





**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

No. 15-211

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## RESOLUTION

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BE IT FINALLY RESOLVED by the Council that the Clerk be and is hereby directed to transmit copies of this Resolution to the Department of the Corporation Counsel and the law firm of Snow Christensen & Martineau, 10 Exchange Place, Salt Lake City, UT 84111.

INTRODUCED BY:

  
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DATE OF INTRODUCTION:

**JUL 23 2015**

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Honolulu, Hawaii

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Councilmembers